THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.26121 of 2006

20.12.2006

Between:

Abdul Kareem Baig, S/o.late Abdul Raheem Baig
And others

… Petitioners

AND

The Principal Secretary to Government of Andhra Pradesh,
Revenue Department, Secretariat, Hyderabad
And others

… Respondents

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WRIT PETITION No.26121 of 2006

ORDER:

The first petitioner was allegedly in occupation of Government land admeasuring Acs.1.20 in survey No.132/1 situated at Kismatpura village of Rajendranagar Mandal in Ranga Reddy District. In 1965, 1986 and 1995, Competent Authority initiated action under A.P. Land Encroachment Act, 1905, but he was not evicted. It appears that the first petitioner approached Revenue Divisional Officer (RDO), Chevella Division, for grant of patta. The same was enquired into by the Mandal Revenue Officer (MRO), Rajendranagar Mandal, who sent a letter dated 14.9.2006 requesting the RDO to issue necessary orders in the matter of assignment of land to the first petitioner. Be that as it is, petitioners now allege that the respondents are taking steps to dispossess them so as to assign the land to weaker sections. Apprehending coercive dispossession, the present writ petition is filed.

Learned Assistant Government Pleader for Revenue (Assignment), after getting instructions in the matter, submits that the land in possession of the petitioners is altogether different from the land now proposed to assign to landless poor persons. Therefore, instead of keeping the matter pending, the writ petition is disposed of observing that if the petitioners are in possession of the land admeasuring Acs.1.20 in survey No.132, they shall not be dispossessed without due process of law. The petitioners may approach the third respondent for further necessary action in the matter of assignment of the land.

The writ petition, with the above observations, is accordingly disposed of. No costs.

December 20, 2006. (**V.V.S.RAO,J**)
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